



CANNON BUILDING  
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STATE OF DELAWARE  
**DEPARTMENT OF STATE**

DIVISION OF PROFESSIONAL REGULATION

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<b>PUBLIC MEETING MINUTES:</b>	<b>BOARD OF VETERINARY MEDICINE</b>
<b>MEETING DATE AND TIME:</b>	<b>Tuesday, March 9, 2010 at 1:00 p.m.</b>
<b>PLACE:</b>	861 Silver Lake Boulevard, Dover, Delaware Conference Room A, second floor of the Cannon Building
<b>MINUTES APPROVED:</b>	April 13, 2010

**MEMBERS PRESENT**

Rachel Longfellow, LVT, President  
Craig Metzner, DVM, Vice-President  
Kimberly S. Vincent, Public Member  
Lena Corder, Public Member  
Courtney Manetti, VMD  
Roberta Jackson, VMD

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT**

Eileen Heeney, Deputy Attorney General  
Gayle Melvin, Administrative Specialist III

**MEMBER ABSENT**

Lynn Nellius, LVT

**ALSO PRESENT**

Lynn Appel  
Murray Goldwaite  
Dr Valerie Quillen  
Dr. Alstasia Waters  
Dr. Craig Stonesifer  
Dr. Kimberly Bowers  
Dr. Jeff Booth

Dr. Kelley Collins  
Vera Seitz, Court Reporter

### **CALL TO ORDER**

Ms. Longfellow called the meeting to order at 1:07 p.m.

### **REVIEW OF MINUTES**

The Board reviewed the minutes of the February 9, 2010 meeting. Ms. Vincent made a motion, seconded by Dr. Metzner to approve the minutes. The motion was unanimously carried.

### **NEW BUSINESS**

#### **Ratification of Applications for Veterinarian Licensure by Reciprocity**

Ms. Longfellow made a motion, seconded by Ms. Corder to ratify the following person for veterinarian licensure by reciprocity:

Kalley Cline

The motion was unanimously carried.

#### **Review of Applications for VTNE**

Ms. Vincent made a motion, seconded by Dr. Metzner to approve the following persons to sit for the VTNE:

Megan Hartsel  
Danielle Cosgrove  
Hannah Leyrer  
Hope Warner

The motion was unanimously carried.

#### **Discussion: Letter from Dr. Shelly Epstein Regarding Problems With the RACE Committee of the AAVSB**

The Board discussed the letter received from Dr. Shelly Epstein regarding problems she had encountered with the RACE Committee of the AAVSB. The Board decided to send a letter to Dr. Epstein acknowledging receipt of her letter and advising that the Board will consider any request for continuing education approval based on its rules and regulations.

#### **Discussion: Email from NBVME Requesting a Visit With the Board**

This was tabled. The Board requested that Ms. Melvin obtain additional information as to the reason for the visit.

### **HEARINGS**

1:15 p.m. – Public Hearing Regarding Proposed Revisions to Rule and Regulation 2.1.11

Ms. Longfellow called the Public Hearing to order at 1:17 p.m. The Board proposed to amend Rule 2.0 addressing Unprofessional Conduct for Veterinarians. Specifically, Rule and Regulation 2.1.11 is revised to set forth additional requirements for the labeling of prescription drugs. Pursuant to the revisions, labels must be legible, must identify the prescribing veterinarian and the patient's name and must set forth the specific medication usage directions. The proposed revisions will serve to protect the public by ensuring that clear and complete information is included on all prescriptions. Notice of the Public Hearing was published in two Delaware newspapers. Notice of the Public Hearing was published in the Delaware Register of Regulations. Verbatim testimony was recorded by the court reporter. No written comments were received. No public comments were received. At 1:20 p.m., the Board went off the record and held deliberations. At 1:22 p.m., the Board went back on the record. Ms. Vincent made a motion, seconded by Dr. Metzner to adopt the amendments to the rules and regulations as presented. The motion was unanimously carried. The Public Hearing closed at 1:23 p.m. The Board requested that once the revisions become effective, Ms. Melvin send an email notification to all licensees.

1:30 p.m. – Dr. Kimberly Bowers Regarding the Board's Proposal to Deny of Her Application for Licensure as a Veterinarian

Ms. Longfellow called the formal hearing to order at 1:30 p.m. At its meeting on January 12, 2010, the Board proposed to deny Dr. Bowers' application for a veterinarian license. Dr. Bowers received an administrative penalty related to the practice of veterinary medicine in Pennsylvania. Section 3313(b) provides as follows: In the event the applicant shall have been the recipient of any administrative penalties regarding the applicant's practice of veterinary medicine, including but not limited to fines, formal reprimands, license suspension or revocation (except for license revocations for nonpayment of license renewal fees), probationary limitation, and/or has entered into any "consent agreements" which contain conditions placed by a Board on that applicant's professional conduct and practice, including any voluntary surrender of a license, the applicant shall furnish all information regarding such penalties and/or agreements to the Board. The Board may, after a hearing, determine that such administrative penalty is grounds to deny licensure.

Present for the hearing was Dr. Bowers. She was sworn in by the court reporter and verbatim testimony was recorded by the court reporter.

At 1:42 p.m., the Board went off the record for deliberations. The Board went back on the record at 1:45 p.m. Dr. Metzner made a motion, seconded by Dr. Jackson to approve Dr. Bowers' application for licensure as a veterinarian. The motion was unanimously carried. The hearing concluded at 1:46 p.m.

1:45 p.m. – Dr. Kelley Collins Regarding the Board's Proposal to Deny of His Application for Licensure as a Veterinarian

Ms. Longfellow called the formal hearing to order at 1:50 p.m. At its meeting on February 9, 2010, the Board proposed to deny Dr. Collins' application for a veterinarian license. Dr. Collins received an administrative penalty related to the practice of veterinary medicine in Pennsylvania. Section 3313(b) provides as follows: In the event the applicant shall have been the recipient of any administrative penalties regarding the applicant's practice of veterinary medicine, including but not limited to fines, formal reprimands, license suspension or revocation (except for license revocations for nonpayment of license renewal fees), probationary limitation, and/or has entered into any "consent agreements" which contain conditions placed by a Board on that applicant's professional conduct and practice, including any voluntary surrender of a

license, the applicant shall furnish all information regarding such penalties and/or agreements to the Board. The Board may, after a hearing, determine that such administrative penalty is grounds to deny licensure.

Present for the hearing was Dr. Collins. He was sworn in by the court reporter and verbatim testimony was recorded by the court reporter.

At 2:00 p.m., the Board went off the record for deliberations. The Board went back on the record at 2:02 p.m. Dr. Metzner made a motion, seconded by Ms. Vincent to approve Dr. Collins' application for licensure as a veterinarian. The motion was unanimously carried. The hearing concluded at 2:03 p.m.

### **UNFINISHED BUSINESS**

#### **Discussion: Administration of Rabies Vaccinations and Review of Code and Euthanasia by SPCA Staff**

Dr. Metzner explained about the conflict in the statutes. He read Title 24, Section 33001 and Rule and Regulation 1.4 of the Board's statute and rules and regulations. He next read Title 3, Section 8204(d)(2) and (e) and Section B 1. of the Compendium. A discussion was held about how to resolve this issue. It was discussed if the Board should revise the rules and regulations or work with the Department of Agriculture to change their statute.

Dr. Metzner next read Title 3, Section 8002(b)(2) and explained how this section conflicts with the Board's statute.

Dr. Metzner asked for comments from the public. Public comments were received from Dr. Walters, Dr. Stonesifer, Dr. Booth, Mr. Goldwaite and Dr. Quillen. Due to the comments made by Dr. Stonesifer that rabies can be fatal to people and that the vaccination is not necessarily done to benefit the animal, Ms. Vincent suggested that the Division of Public health may also need to be involved.

The Board discussed how to rectify the conflict. Ms. Heeney advised that she will contact Mr. Collins and Tom Ellis, DAG for the Department of Agriculture.

### **NEW BUSINESS CONTINUED**

#### **Election of Officers**

Dr. Metzner made a motion, seconded by Dr. Manetti to nominate Ms. Longfellow as President. The motion was unanimously carried.

Ms. Longfellow made a motion, seconded by Ms. Vincent to nominate Dr. Metzner as Vice-President. The motion was unanimously carried.

### **OTHER BUSINESS BEFORE THE BOARD (FOR DISCUSSION ONLY)**

Dr. Manetti inquired about the letter she had received regarding the new law on tamper-resistant prescription pads that will be going into effect later this year and asked if it pertains to veterinarians. Ms. Melvin indicated that she will check on this.

**PUBLIC COMMENT**

There was no public comment.

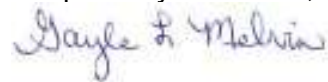
**NEXT SCHEDULED MEETING**

The next meeting will be held on Tuesday, April 13, 2010 at 1:00 p.m.

**ADJOURNMENT**

There being no further business, Ms. Longfellow made a motion, seconded by Ms. Corder to adjourn the meeting. The motion was unanimously carried. The meeting adjourned at 3:06 p.m.

Respectfully submitted,

A handwritten signature in blue ink that reads "Gayle L. Melvin". The signature is written in a cursive, flowing style.

Gayle L. Melvin  
Administrative Specialist III